

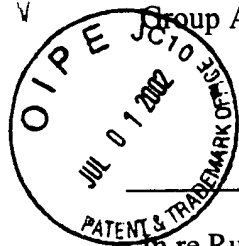
GP 1645

Serial No.: 09/674,799

Group Art Unit: 1645

09/674779

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Ruelle

09/674779

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7/15/02
JUL 05 2002

Appln. No.: 09/674,799

TECH CENTER 1600/2900

Filing Date: January 3, 2001
For: **BASB019 Proteins and Genes
from *Moraxella Catarrhalis*,
Antigens, Antibodies, and Uses**

RESPONSE TO RESTRICTION
REQUIREMENT AND PRELIMINARY
AMENDMENT

Reference: BM45311

Art Unit: 1645
Examiner: Baskar, P.

Commissioner for Patents
Washington, DC 20231

Sir:

This Response to Restriction Requirement and Preliminary Amendment (hereinafter referred to as "Response and Amendment") is responsive to the Office Communication mailed May 23, 2002 (Paper No. 9) (herein referred to as "Office Action"). Applicants respectfully request entry of this Response and Preliminary Amendment.¹

This Response and Preliminary Amendment is believed timely file. Should this Response and Amendment not be considered timely filed, Applicants hereby request a retroactive extension of time to file for the number of months required to maintain pendency of the Application.

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 50-0258.²

¹ I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231, ON 6/24/02.

By: Peggy Ferello

² If an Extension is deemed necessary, please consider this Paper to comprise a Petition for such an Extension.